

# MICHIGAN HOUSE OF REPRESENTATIVES

## DAILY CALENDAR

TUESDAY, MAY 29, 2007  
1:30 p.m.

### MOTIONS AND RESOLUTIONS

1

**HB 4368** Rep. Cushingberry  
Sales tax; collections; tax on services and admission transmission transactions; provide for.  
Creates new act.  
(Notice of intent to discharge from the Committee on Tax Policy given by Rep. DeRoche March 8, 2007.)  
(Motion to discharge; record roll call ordered; passed for day March 13, 2007.)

2

**HCR 7** Rep. Hoogendyk  
A concurrent resolution to reject the proposed increase in rates of compensation recommended by the Civil Service Commission and contained in the Executive Budget for Fiscal Year 2007-2008.  
(Notice of intent to discharge from the Committee on Government Operations given by Rep. Hoogendyk March 28, 2007.)  
(Motion to discharge; record roll call ordered; passed for day March 29, 2007.)

3

**HB 4500** Rep. Cushingberry  
Income tax; income; state income tax rate and personal exemption; increase.  
Amends secs. 30 & 51e of 1967 PA 281 (MCL 206.30 & 206.51e).  
(Notice of intent to discharge from the Committee on Tax Policy given by Rep. Cushingberry May 2, 2007.)  
(Motion to discharge; passed for day May 3, 2007.)

### REPORTS OF STANDING COMMITTEES

4

**HR 92** Rep. Miller  
A resolution to urge any state department or agency seeking to privatize any state services to conduct a pre-privatization cost-benefit analysis and submit it to the House and Senate Appropriations Committees beforehand.  
(Reported by the Committee on Labor.)  
(For text of resolution, see House Journal No. 42, page 604 or Session Website; laid over 1 day May 15, 2007.)

### REPORTS OF STANDING COMMITTEES

5

**HCR 22** Rep. Vagnozzi  
A concurrent resolution to express the commitment of the Michigan Legislature to the development of a health care system that provides comprehensive coverage to all residents.  
(Reported by the Committee on Insurance.)  
(For text of concurrent resolution, see House Journal No. 48, page 716 or Session Website; laid over 1 day May 24, 2007.)

### MESSAGES FROM THE SENATE

6

**HB 4120** Rep. Bauer  
Income tax; city; contributions to a city for specified purposes; provide for check-off option.  
Amends 1964 PA 284 (MCL 141.501 - 141.787) by adding sec. 10 to ch. 1 & sec. 36 to ch. 2.  
(Returned from Senate with Senate substitute (S-2) and immediate effect; laid over 1 day March 28, 2007.)  
(I.E. House February 27, 2007.)  
(For House amendment, see House Journal No. 13, page 140 or Session Website.)  
(For Senate substitute (S-2), see Session Website.)

7

**HB 4208** Rep. Spade  
Disabilities; qualified interpreter for deaf or deaf-blind individual; define and provide in certain circumstances.  
Amends title & secs. 2, 3, 4, 5, 6, 7 & 8 of 1982 PA 204 (MCL 393.502 et seq.) & adds secs. 3a, 3b, 3c, 3d, 3e, 8a & 8b.  
(Returned from Senate with Senate substitute (S-3) and immediate effect; laid over 1 day May 22, 2007.)  
(I.E. House March 14, 2007.)  
(For House substitute (H-3), see Session Website.)  
(For Senate substitute (S-3), see Session Website.)

### THIRD READING

8

**HB 4442** Rep. Condino  
Property tax; Headlee; Headlee rollback; modify.  
Amends sec. 34d of 1893 PA 206 (MCL 211.34d).  
(Reported by the Committee on Tax Policy.)  
(Read a third time; passed for day March 14, 2007.)  
(For House amendments, see House Journal No. 25, page 304 or Session Website.)

## SECOND READING

9

**HB 4493** Rep. Cushingberry  
 Appropriations; supplemental; multidepartment supplemental for fiscal year 2006-2007; provide for.  
 Creates appropriation act.  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-1), see Session Website.)**

10

**HB 4492** Rep. Cushingberry  
 Appropriations; supplemental; multidepartment supplemental for fiscal year 2006-2007; provide for.  
 Creates appropriation act.  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-2), see Session Website.)**

11

**HB 4064** Rep. Nofs  
 Income tax; other; home heating credit fund; establish.  
 Creates new act.  
**(Reported by the Committee on Energy and Technology.)**  
**(For proposed House substitute (H-2), see Session Website.)**

12

**HB 4280** Rep. Accavitti  
 Income tax; checkoff; home heating credit fund; provide for check-off option.  
 Amends 1967 PA 281 (MCL 206.1 - 206.532) by adding sec. 436.  
**(Reported by the Committee on Energy and Technology.)**  
**(For proposed House substitute (H-2), see Session Website.)**

13

**HB 4373** Rep. Corriveau  
 Sales tax; collections; sales tax on difference between trade-in and purchase price for privately sold vehicles; provide for.  
 Amends sec. 1 of 1933 PA 167 (MCL 205.51).  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**

14

**HB 4514** Rep. Brown  
 Use tax; credits and deductions; deduction for the value of a trade-in exchanged in the purchase of a new vehicle; provide for.  
 Amends sec. 2 of 1937 PA 94 (MCL 205.92).  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**

## SECOND READING

15

**HB 4573** Rep. Tobocman  
 Liquor; licenses; allowable hours to serve alcohol; revise, extend, and provide new permit under certain circumstances.  
 Amends secs. 525 & 1114 of 1998 PA 58 (MCL 436.1525 & 436.2114) & adds sec. 1116.  
**(Reported by the Committee on Regulatory Reform.)**  
**(For proposed House substitute (H-2), see Session Website.)**

16

**SB 290** Sen. Richardville  
 Financial institutions; mortgage brokers and lenders; licensing requirements for secondary mortgage companies; exempt certain employees and leased employees.  
 Amends sec. 2 of 1981 PA 125 (MCL 493.52).  
**(Reported by the Committee on Banking and Financial Services.)**  
**(For Senate amendment, see Senate Journal No. 22, page 275.)**

17

**SB 347** Sen. Birkholz  
 Income tax; checkoff; separate contributions designation schedule and checkoff for breast cancer research; provide for.  
 Amends secs. 437 & 440 of 1967 PA 281 (MCL 206.437 & 206.440) & adds secs. 430 & 431.  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-2), see Session Website.)**

18

**HB 4463** Rep. Gillard  
 Watercraft; marinas; issuance of a permit to operate a marina at a public road; require under certain circumstances.  
 Amends sec. 30106 of 1994 PA 451 (MCL 324.30106) & adds sec. 30106a.  
**(Reported by the Committee on Tourism, Outdoor Recreation and Natural Resources.)**  
**(For proposed House substitute (H-2), see Session Website.)**

19

**HB 4464** Rep. Gillard  
 Land use; land division; intention of a plat donation of a road, street, or alley terminating at a lake or stream contiguous to a shoreline; clarify.  
 Amends sec. 253 of 1967 PA 288 (MCL 560.253).  
**(Reported by the Committee on Tourism, Outdoor Recreation and Natural Resources.)**  
**(For proposed House substitute (H-3), see Session Website.)**

## SECOND READING

20

**HB 4372** Rep. Ebli  
Property tax; exemptions; commercial and industrial personal property; exempt from certain taxes.  
Amends 1893 PA 206 (MCL 211.1 - 211.157) by adding sec. 9k.  
**(Reported by the Committee on Tax Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**

21

**SB 16** Sen. Thomas  
Income tax; other; prostate cancer research fund; create.  
Creates new act.  
**(Reported by the Committee on Health Policy.)**  
**(For Senate substitute (S-1), see Session Website.)**

22

**SB 348** Sen. Birkholz  
Income tax; other; breast cancer research fund act; create.  
Creates new act.  
**(Reported by the Committee on Health Policy.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**

23

**HB 4556** Rep. Mayes  
Transportation; funds; date revisions; provide for.  
Amends sec. 11f of 1951 PA 51 (MCL 247.661f).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-1), see Session Website.)**

24

**HB 4316** Rep. Meadows  
Labor; fair employment practices; worker freedom act; create.  
Creates new act.  
**(Reported by the Committee on Labor.)**

25

**HB 4625** Rep. Bauer  
Civil rights; employment discrimination; equal compensation for comparable work; require.  
Amends secs. 102, 103 & 202 of 1976 PA 453 (MCL 37.2102 et seq.).  
**(Reported by the Committee on Labor.)**

26

**HB 4626** Rep. Byrnes  
Crimes; other; provision regarding wage discrimination based on sex; modify.  
Amends sec. 556 of 1931 PA 328 (MCL 750.556).  
**(Reported by the Committee on Labor.)**  
**(For proposed House substitute (H-1), see Session Website.)**

## SECOND READING

27

**HB 4627** Rep. Kathleen Law  
Labor; fair employment practices; commission on pay equity; establish.  
Amends sec. 202 of 1976 PA 453 (MCL 37.2202).  
**(Reported by the Committee on Labor.)**  
**(For proposed House substitute (H-2), see Session Website.)**

28

**SB 350** Sen. Garcia  
Income tax; other; animal welfare fund; create.  
Creates new act.  
**(Reported by the Committee on Agriculture.)**  
**(For Senate substitute (S-1), see Session Website.)**

29

**HB 4259** Rep. Condino  
Children; adoption; second parent adoption; provide for.  
Amends secs. 24 & 51 of 1939 PA 288 (MCL 710.24 & 710.51).  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-2), see Session Website.)**

30

**SB 69** Sen. Hunter  
Economic development; tax increment financing; neighborhood improvement authority; provide for.  
Creates new act.  
**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-2), see Session Website.)**

31

**HB 4557** Rep. LeBlanc  
Income tax; checkoff; military family relief fund; extend sunset.  
Amends sec. 438 of 1967 PA 281 (MCL 206.438).  
**(Reported by the Committee on Military and Veterans Affairs and Homeland Security.)**  
**(For proposed House substitute (H-1), see Session Website.)**

32

**HB 4641** Rep. Accavitti  
Drains; drain commissioners; county board of commissioners to change name of office of county drain commissioner to office of the water resources commissioner; authorize and increase amount of bond.  
Amends sec. 21 of 1956 PA 40 (MCL 280.21).  
**(Reported by the Committee on Agriculture.)**  
**(For proposed House substitute (H-1), see Session Website.)**

33

**HB 4642** Rep. Mayes  
Drains; other; definition of the term "visibly in existence"; provide for.  
Amends sec. 6 of 1956 PA 40 (MCL 280.6).  
**(Reported by the Committee on Agriculture.)**  
**(For proposed House substitute (H-1), see Session Website.)**

## SECOND READING

34

**HB 4643** Rep. Donigan  
Drains; districts; liability for certain legal expenses of a drainage district; clarify.  
Amends sec. 247 of 1956 PA 40 (MCL 280.247).  
**(Reported by the Committee on Agriculture.)**

35

**HB 4644** Rep. Accavitti  
Drains; other; enforcement power for removing obstructions or interferences with drains; increase.  
Amends sec. 421 of 1956 PA 40 (MCL 280.421).  
**(Reported by the Committee on Agriculture.)**  
**(For proposed House substitute (H-1), see Session Website.)**

36

**HB 4688** Rep. Nitz  
Drains; maintenance and improvement; amount that drain commissioner can spend on maintenance of a drain; increase.  
Amends sec. 196 of 1956 PA 40 (MCL 280.196).  
**(Reported by the Committee on Agriculture.)**  
**(For proposed House substitute (H-1), see Session Website.)**

37

**HB 4674** Rep. Rocca  
Insurance; essential; increasing premium during term of policy; prohibit except in certain situations.  
Amends 1956 PA 218 (MCL 500.100 - 500.8302) by adding sec. 2111b.  
**(Reported by the Committee on Insurance.)**  
**(For proposed House amendments, see House Journal No. 46, page 688 or Session Website.)**

38

**HB 4533** Rep. Meisner  
Labor; collective bargaining; contracts with third parties for noninstructional support services; remove from prohibited subjects of public school bargaining.  
Amends sec. 15 of 1947 PA 336 (MCL 423.215).  
**(Reported by the Committee on Labor.)**

39

**HB 4684** Rep. Accavitti  
Liquor; other; serving alcohol to an individual who is visibly intoxicated; clarify.  
Amends secs. 707, 801, 901, 906, 1015 & 1025 of 1998 PA 58 (MCL 436.1707 et seq.).  
**(Reported by the Committee on Regulatory Reform.)**

40

**HB 4234** Rep. Wenke  
Corrections; jails; adoption of a jail population management plan; provide for.  
Amends 1982 PA 325 (MCL 801.51 - 801.64) by adding sec. 9a.  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-1), see Session Website.)**

## SECOND READING

41

**HB 4725** Rep. Condino  
Corrections; jails; county jail population management plan; implement, and revise jail overcrowding procedures.  
Amends secs. 1, 2, 3, 4, 5, 9 & 10 of 1982 PA 325 (MCL 801.51 et seq.) & adds secs. 1a, 9a & 9b.  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House substitute (H-1), see Session Website.)**

42

**SB 344** Sen. Kuipers  
Criminal procedure; other; certain conflicts with court rules; eliminate and harmonize with court decisions.  
Amends secs. 16 & 16z, ch. XVII, headings, ch. XVII & pt. 2, ch. XVII of 1927 PA 175 (MCL 777.16 & 777.16z) & adds secs. 16aa & 16bb to ch. XVII.  
**(Reported by the Committee on Judiciary.)**  
**(For proposed House amendment, see House Journal No. 48, page 709 or Session Website.)**

43

**HB 4766** Rep. Gonzales  
Retirement; investments; employer contribution; revise.  
**(Reported by the Committee on Appropriations.)**

44

**SB 194** Sen. Switalski  
Education; alternative; provisions regarding financial responsibility for certain children enrolled in strict discipline academies; revise.  
Amends sec. 1311g of 1976 PA 451 (MCL 380.1311g).  
**(Reported by the Committee on Appropriations.)**  
**(For Senate substitute (S-1), see Session Website.)**

45

**SB 210** Sen. Switalski  
Vehicles; title; distribution of fee collected to expedite application process; revise.  
Amends sec. 806 of 1949 PA 300 (MCL 257.806).  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**

46

**SB 211** Sen. Switalski  
Vehicles; registration; distribution of revenue from collection of certain title and registration fee; earmark into the transportation administration collection fund.  
Amends sec. 809 of 1949 PA 300 (MCL 257.809).  
**(Reported by the Committee on Appropriations.)**  
**(For proposed House substitute (H-1), see Session Website.)**  
**(For Senate substitute (S-1), see Session Website.)**

47

**SB 360** Sen. Gilbert  
Transportation; funds; deadline for projects eligible for funding through local match grant programs; extend.  
Amends secs. 11e & 11f of 1951 PA 51 (MCL 247.661e & 247.661f).  
**(Reported by the Committee on Transportation.)**  
**(For proposed House substitute (H-2), see Session Website.)**  
**(For Senate substitute (S-2), see Session Website.)**

## SECOND READING

48

**HB 4215** Rep. Gaffney

Property tax; principal residence exemption; additional principal residence exemption on 2 properties up to 3 years; allow under certain circumstances.

Amends sec. 7cc of 1893 PA 206 (MCL 211.7cc).

**(Reported by the Committee on Commerce.)**

**(For proposed House substitute (H-2), see Session Website.)**

49

**HB 4265** Rep. Farrah

Gaming; bingo; local progressive game; allow to be conducted at same time as statewide progressive game.

Amends sec. 5c of 1972 PA 382 (MCL 432.105c).

**(Reported by the Committee on Regulatory Reform.)**

50

**SB 487** Sen. Garcia

Liens; construction; requirement that owner provide notice of receipt and a copy of sworn statement to subcontractors, laborers, and suppliers; limit to residential projects.

Amends secs. 110 & 115 of 1980 PA 497 (MCL 570.1110 & 570.1115).

**(Reported by the Committee on Regulatory Reform.)**

51

**HB 4801** Rep. Ward

Taxation; other; income tax on certain pension benefits; modify.

**(Reported by the Committee on Oversight and Investigations.)**

52

**HB 4802** Rep. Ward

Taxation; other; exemption of pensions from certain taxes; disallow.

**(Reported by the Committee on Oversight and Investigations.)**

53

**HB 4515** Rep. Byrum

Consumer protection; privacy; social security numbers in documents submitted to register of deeds for recordation; require redaction in certified copies unless prohibited by law.

Amends sec. 1 of 1836 PA 25 (MCL 565.581).

**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**

**(For proposed House substitute (H-1), see Session Website.)**

54

**HB 4516** Rep. Byrum

Consumer protection; privacy; social security numbers in documents submitted to register of deeds for recordation; require redaction by person submitting document unless prohibited by law.

Amends sec. 1 of 1937 PA 103 (MCL 565.201).

**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**

**(For proposed House substitute (H-1), see Session Website.)**

## SECOND READING

55

**HB 4517** Rep. Byrum

Consumer protection; privacy; social security numbers in documents submitted to register of deeds for recordation; require redaction by register of deeds unless prohibited by law.

Amends sec. 1 of 1867 PA 20 (MCL 565.491).

**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**

**(For proposed House substitute (H-1), see Session Website.)**

56

**HB 4518** Rep. Byrum

Consumer protection; privacy; social security numbers in judgments submitted to register of deeds for recordation; require redaction unless prohibited by law.

Amends sec. 1 of 1873 PA 5 (MCL 565.401).

**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**

**(For proposed House substitute (H-1), see Session Website.)**

57

**HB 4519** Rep. Byrum

Consumer protection; privacy; social security numbers in affidavits submitted to register of deeds for recordation; require redaction unless prohibited by law.

Amends sec. 2 of 1915 PA 123 (MCL 565.452).

**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**

**(For proposed House substitute (H-1), see Session Website.)**

58

**HB 4520** Rep. Byrum

Consumer protection; privacy; social security numbers in recorded documents made available for inspection by register of deeds; require redaction unless prohibited by law.

Amends sec. 1 of 1875 PA 54 (MCL 565.551).

**(Reported by the Committee on Intergovernmental, Urban and Regional Affairs.)**

**(For proposed House substitute (H-1), see Session Website.)**

59

**SB 105** Sen. Garcia

Courts; state court administration; authority for magistrates to oversee arraignments; allow.

Amends secs. 8511 & 8513 of 1961 PA 236 (MCL 600.8511 & 600.8513).

**(Reported by the Committee on Judiciary.)**

**(For Senate substitute (S-3), see Session Website.)**

60

**HB 4797** Rep. Melton

Retirement; public school employees; provision regarding health care benefits of teachers; revise.

Amends sec. 91 of 1980 PA 300 (MCL 38.1391).

**(Rule suspended; discharged from the Committee on Education.)**

**SECOND READING**

61

**HB 4798** Rep. Johnson

Retirement; public school employees; conforming language to amend section; provide for.

Amends sec. 91 of 1980 PA 300 (MCL 38.1391).

**(Rule suspended; discharged from the Committee on Education.)**

62

**SB 188** Sen. Van Woerkom

Education; vocational; definition of vocational education and use of vocational education funds; revise, and allow certain acquisition of equipment.

Amends secs. 3, 7, 623a, 684 &amp; 686 of 1976 PA 451 (MCL 380.3 et seq.).

**(Rule suspended; discharged from the Committee on Education.)****(For Senate substitute (S-4), see Session Website.)**

63

**HB 4809** Rep. Wenke

Public employees and officers; other; health care benefits for certain public employees; limit.

Creates new act.

**(Rule suspended; discharged from the Committee on Oversight and Investigations.)**

64

**HB 4284** Rep. Ball

Human services; medical services; coverage for adult foster care facilities; provide for.

Amends sec. 109 of 1939 PA 280 (MCL 400.109).

**(Rule suspended; discharged from the Committee on Families and Children's Services.)****SECOND READING**

65

**HB 4804** Rep. Wenke

Public employees and officers; other; public employee access to health plan that is available to state employees; provide for.

Creates new act.

**(Discharged from the Committee on Oversight and Investigations.)****(Read a second time; House substitute (H-3) adopted; amendment offered; postponed temporarily May 25, 2007.)****(For House substitute (H-3), see Session Website.)****(For proposed House amendment, see House Journal No. 53, page 811 or Session Website.)****NOTICES**

Notice of intent given on Friday, May 25 to discharge **House Bill No. 4116** from the Committee on Appropriations on the next legislative day by Rep. Moolenaar.

**STANDING COMMITTEE MEETINGS**

(For an updated listing of committee meetings, go to <http://www.michiganlegislature.org> and click on Committee Meetings.)

**BILLS IN CONFERENCE**

Bill No.	Brief Title	Conferees		Report Agreed to	
		House	Senate	House	Senate
SB 220	Appropriations; zero budget; supplemental appropriations; provide for fiscal year 2006-2007.	Tobocman Cushingberry Acciavatti	Bishop Jelinek Switalski		